

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.31328 OF 1998

ORAL ORDER:

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This writ petition is filed aggrieved by the alleged action of the respondents in attempting to demolish the premises of the petitioners. The prayer may be extracted hereunder:

“..to issue a *writ of mandamus* declaring the action of the respondents to proceed with the demolition of the premises bearing assessment No.152 of the 2nd petitioner, assessment Nos.138 & 139 of the 1st petitioner; assessment No.151 of the 3rd petitioner and assessment NO.158 of the 4th petitioner, of Godicherla village, Nakkapalli mandal, Visakhapatnam district without due process of law, without giving any notice as illegal, arbitrary and violative of Article 300-A of the Constitution of India..”

This Court while directing *Rule nisi* by order dated 10.11 granted interim stay of demolition of the structures in question. The order continued to be in operation throughout and no counter affidavit been filed by any of the respondents so far.

Having regard to the facts and circumstances of the case and absence of any counter affidavit, I deem it appropriate to dispose of the petition with a direction to the respondents not to demolish the structures in question without following due process of law. No costs.

(G. ROHINI).

30th March, 2007.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.31328 OF 1998

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30th March, 2007.

Between:

Chitturi Kondaiah and others.

.. Petitioner.

And

The Group Executive Officer,
Grampanchayat,
Godicherla, Nakkapali (M)
Visakhapatnam district and others.

.. Respondents.